



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Satoshi INOUE et al.

Application No.: 09/899,058¹

Filed: July 6, 2001

For: SEMICONDUCTOR DEVICE AND METHOD OF MANUFACTURE

Group Art Unit: 2814

Examiner: Theresa T. Doan

Docket No.: 110041

TECHNOLOGY CENTER 2800
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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the July 3, 2003 Restriction Requirement, Applicants provisionally elect Group I, claims 21-29, with traverse.

It is respectfully submitted that the subject matter of all claims is sufficiently related that a thorough search for the subject matter of any one Group of claims would encompass a search for the subject matter of the remaining claims. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden.

See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Restriction Requirement is respectfully requested.

Respectfully submitted,


James A. Oliff
Registration No. 27,075

J. Adam Neff
Registration No. 41,218

JAO:TMN/dap

Date: July 24, 2003

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

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